

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

KIMBERLY M.,

No. 6:18-cv-01469-SU

Plaintiff,

ORDER

v.

COMMISSIONER, Social Security  
Administration,

Defendant.

Merrill Schneider  
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Portland, OR 97293

Attorney for Plaintiff

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Attorneys for Defendant

HERNÁNDEZ, District Judge:

Magistrate Judge Patricia Sullivan issued a Findings and Recommendation on August 21, 2019, in which she recommends that the Court reverse and remand the decision of the Commissioner. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b).

Defendant timely filed objections to the Findings and Recommendation. When a party objects to any portion of the Magistrate Judge's Findings and Recommendation, the district court must make a *de novo* determination of that portion of the Magistrate Judge's report. 28 U.S.C. § 636(b)(1); *Dawson v. Marshall*, 561 F.3d 930, 932 (9th Cir. 2009); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc).


The Court has carefully considered Defendant's objections and concludes that the objections do not provide a basis to modify the recommendation. The Court has also reviewed the pertinent portions of the record *de novo* and finds no error in the Magistrate Judge's Findings and Recommendation.

### CONCLUSION

The Court adopts Magistrate Judge Sullivan's Findings and Recommendation [19]. The decision of the Commissioner is reversed and remanded for further proceedings.

IT IS SO ORDERED.

DATED this 11 day of November, 2019.

  
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MARCO A. HERNÁNDEZ  
United States District Judge